

MAY 18 2006

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10/718311

BC1015 US DIV

Response to Restriction Requirement

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MAY 18 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

KNUT MEYER ET. AL.

CASE BC1015USDIV
NO.:

APPLICATION NO.: 10/718311

GROUP ART UNIT: 1638

CONFIRMATION 9767
NO:

FILED: NOVEMBER 20, 2003

EXAMINER: BAUM, STUART F.

FOR: HIGH LEVEL PRODUCTION OF P-HYDROXYBENZOIC ACID IN GREEN
PLANTS

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

By Office Action dated April 18, 2006, the above-referenced application has been made subject to a requirement to restrict. The Examiner has taken the position that claims 11-14, 16-17 19 (Invention I) are drawn to a chorismate pyruvate lyase expression cassette classified in Class 800, subclass 298. Claims 15 and 18 (Invention II) are said to be drawn to a chimeric protein classified in Class 530, subclass 370.

Applicants' election without traverse to prosecute claims 11-14, 16-17 19 (Invention I). Claims 15 and 18 are hereby sought to be canceled.

Claims presented herein begin on a separate sheet starting on page 2.

Remarks follow on a separate sheet beginning on page 5.

It is not believed that extensions of time are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefore are hereby authorized to be charged to our Deposit Account No. 04-1928.